



01/08/04

Express Mail No. EV 316174957-US

Attorney Docket No: NASH-001/03US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Jian Zhao *et al.*

Examiner: Not assigned

Serial No.: 10/601,314

Art Unit: 1614

Filed: June 20, 2003

For: **Methods of Making and Using Theaflavin, Theaflavin-3-gallate, Theaflavin-3'-gallate and Theaflavin-3,3'-digallate and Mixtures Thereof**

Office of Initial Patent Examination's Filing Receipt Corrections

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL

Enclosed are the following documents in connection with the above-identified application:

- ☒ Request for Corrected Filing Receipt
- ☒ Marked up copy of Filing Receipt
- ☒ Return receipt postcard

No fee is believed to be required.

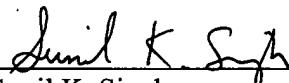
The Commissioner is hereby authorized to charge any appropriate fee, which may be required by this paper and to credit any overpayment to Deposit Account No. 03-3117.

Date: January 6, 2004

Cooley Godward LLP
Attn: Patent Group
Five Palo Alto Square
3000 El Camino Real
Palo Alto, CA 94306-2155
Tel: (650) 843-5000
Fax: (650) 857-0663

Respectfully submitted,
COOLEY GODWARD LLP

By:


Sunil K. Singh
Reg. No. 45, 298



Attorney Docket No: NASH-001/03US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Jian Zhao *et al.*

Examiner: Not assigned

Serial No.: 10/601,314

Art Unit: 1614

Filed: June 20, 2003

For: **Methods of Making and Using Theaflavin, Theaflavin-3-gallate, Theaflavin-3'-gallate and Theaflavin-3,3'-digallate and Mixtures Thereof**

Office of Initial Patent Examination's Filing Receipt Corrections

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

REQUEST FOR CORRECTION OF FILING RECEIPT

Applicant respectfully requests issuance of a corrected Filing Receipt for the captioned utility application. The order of the Applicant(s) and the address of inventor Thomas M. Vaughn in the Filing Receipt mailed September 16, 2003 are incorrect. Accordingly, the "Applicant(s)" should be corrected to place "Thomas M. Vaughn, Franklin, TN" after "Hu Chen, Shanghai, China." Thus, as corrected, the "Applicant(s)" in the Filing Receipt should read as follows:

**Jian Zhao, Irvine, CA;
Rui Zhou, Shanghai, China;
Hu Chen, Shanghai, China;
Thomas M. Vaughn, Franklin, TN;**

Enclosed is a marked up copy of the Filing Receipt for the captioned utility application. The Commissioner is hereby authorized to charge any appropriate fee, which may be required by this paper and to credit any overpayment to Deposit Account No. 03-3117.

Date: January 6, 2004

Cooley Godward LLP

Attn: Patent Group

Five Palo Alto Square

3000 El Camino Real

Palo Alto, CA 94306-2155

Tel: (650) 843-5000 Fax: (650) 857-0663

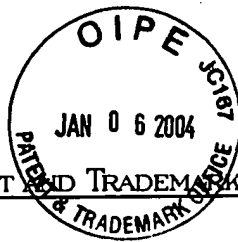
Respectfully submitted,

COOLEY GODWARD LLP

By:

Sunil K. Singh

Reg. No. 45, 298



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/601,314	06/20/2003	1614	0.00	NASH-001/03US	2	74	23

CONFIRMATION NO. 6959

23419

COOLEY GODWARD, LLP
3000 EL CAMINO REAL
5 PALO ALTO SQUARE
PALO ALTO, CA 94306

FILING RECEIPT



OC000000010883469

Date Mailed: 09/16/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

~~Thomas M. Vaughn, Brentwood, TN;~~
Jian Zhao, Irvine, CA;
Rui Zhou, Shanghai, CHINA;
Hu Chen, Shanghai, CHINA;
Thomas M. Vaughn, Franklin, TN

Domestic Priority data as claimed by applicant

This application is a CIP of 10/306,204 11/27/2002
which claims benefit of 60/333,515 11/28/2001
and claims benefit of 60/413,576 09/24/2002

Foreign Applications

CHINA 02111512.5 04/26/2002

If Required, Foreign Filing License Granted: 09/15/2003

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

RECEIVED

SEP 18 2003 RPS

COOLEY GODWARD LLP



Title

Methods of making and using theaflavin, theaflavin-3-gallate, theaflavin-3'-gallate and theaflavin 3,3'-digallate and mixtures thereof

Preliminary Class

514

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).